

**CALENDAR ITEM
C07**

A 10
S 2

10/14/14
W 26785
V. Caldwell

GENERAL LEASE – RECREATIONAL USE

APPLICANTS:

Richard P. Amaro and Evelyn J. Amaro, Co-Trustees, or any successor trustee, of the Richard P. Amaro and Evelyn J. Amaro Revocable Living Trust dated June 17, 1993

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Spoonbill Slough, at Van Sickle Island, adjacent to Assessor's Parcel No. 0090-060-430, Solano County.

AUTHORIZED USE:

Use and maintenance of an existing uncovered floating boat dock, three wood pilings, and gangway not previously authorized by the Commission.

LEASE TERM:

10 years, beginning October 14, 2014.

CONSIDERATION:

\$136 per year, with an annual Consumer Price Index adjustment.

SPECIFIC LEASE PROVISIONS:

Liability insurance in an amount no less than \$1,000,000 per occurrence.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.
2. The uncovered floating boat dock, pilings, and gangway have existed at this location since the early 1980s and have not been previously authorized by the Commission. Because these facilities are not inconsistent with the Public Trust, staff recommends authorization of these facilities. The Applicants are now applying for a General Lease – Recreational Use.

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3. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

Find that this activity is consistent with the use classification designated by the Commission for the land pursuant to Public Resources Code section 6370 et seq.

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational Use to Richard P. Amaro and Evelyn J. Amaro, Co-Trustees, or any successor trustee, of the Richard P. Amaro and Evelyn J. Amaro Revocable Living Trust dated June 17, 1993, beginning October 14, 2014, for a term of 10 years, for the use and maintenance of an existing uncovered floating boat dock, three wood pilings, and gangway not previously authorized by the Commission as described in Exhibit A and shown on Exhibit B (for reference purposes

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only) attached and by this reference made a part hereof; annual rent in the amount of \$136 with an annual Consumer Price Index adjustment; and liability insurance in an amount no less than \$1,000,000 per occurrence.

EXHIBIT A

W 26785

LAND DESCRIPTION

A parcel of tide and submerged land lying in the bed of Spoonbill Slough, lying adjacent to Swamp and Overflowed Land Survey 300 patented April 6, 1878, County of Solano, State of California and more particularly described as follows:

All those lands underlying an existing uncovered floating boat dock, gangway, and three wood pilings lying adjacent to that parcel described in Individual Grant Deed, recorded February 6, 2001 in Document No. 2001-00010307 in Official Records of said County.

TOGETHER WITH any applicable Impact Area(s).

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the right bank of said slough.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

Prepared 08/08/2014 by the California State Lands Commission Boundary Unit.



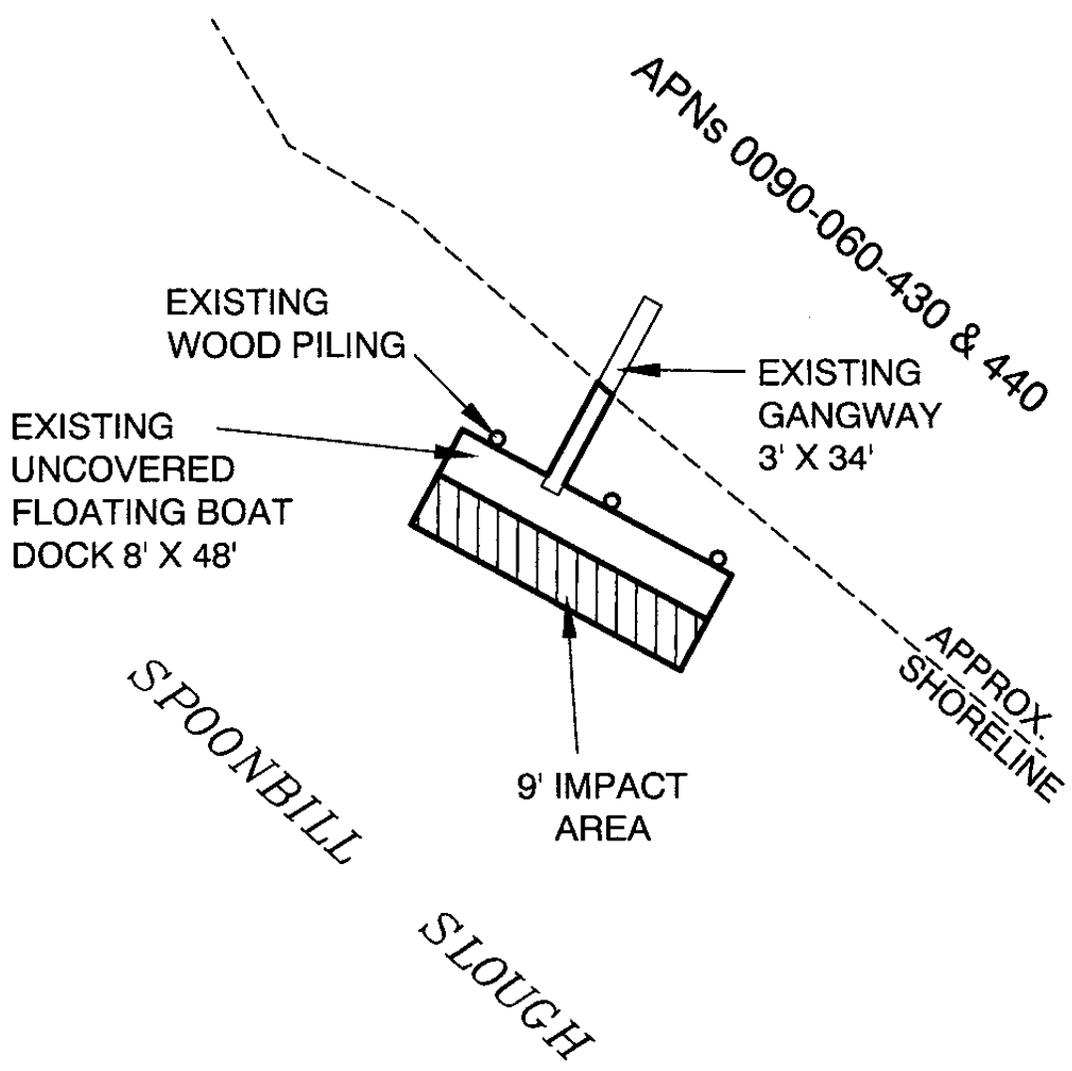


EXHIBIT A

LAND DESCRIPTION PLAT
W 26785, AMARO TRUSTEES
SOLANO COUNTY

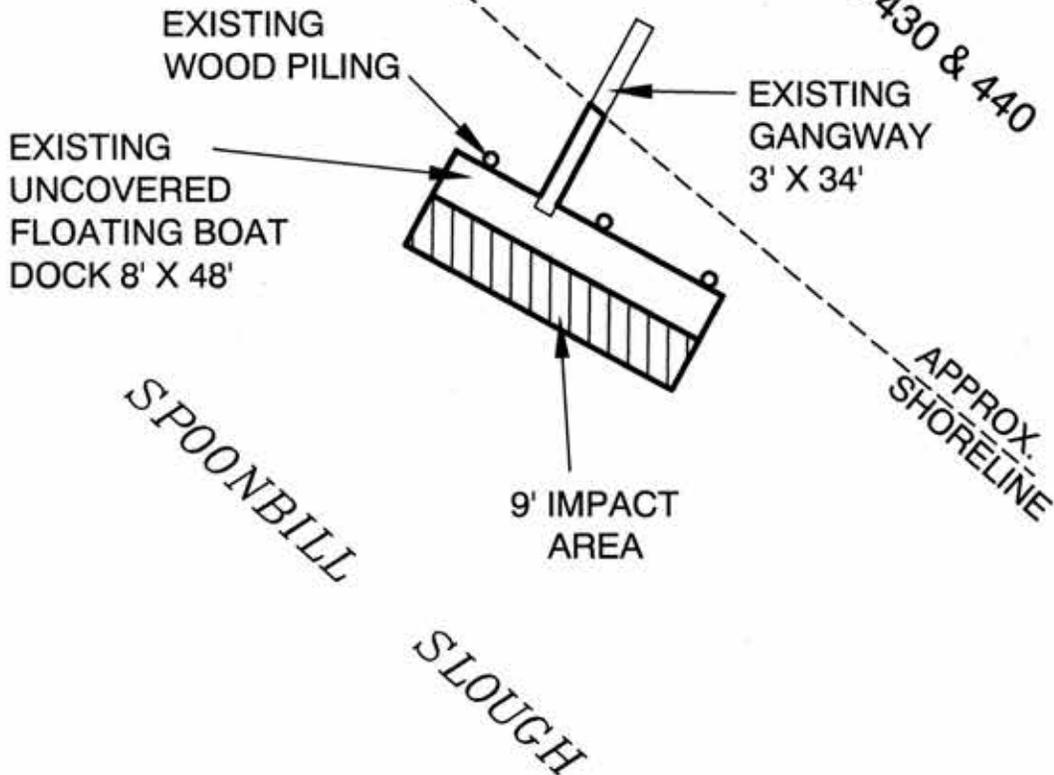
CALIFORNIA STATE
LANDS COMMISSION



NO SCALE

SITE

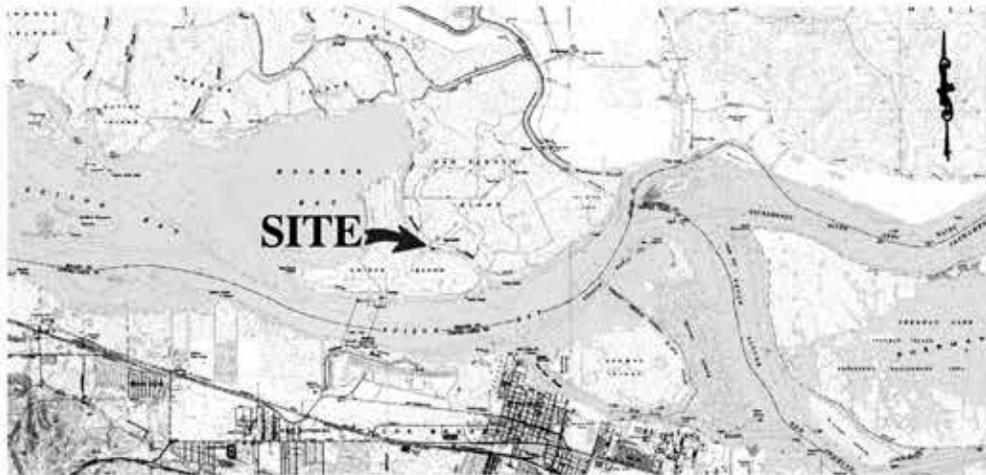
APNs 0090-060-430 & 440



SPOONBILL SLOUGH, AT VAN SICKLE ISLAND

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

W 26785
 AMARO TRUSTEES
 APN 0090-060-430 & 440
 GENERAL LEASE -
 RECREATIONAL USE
 SOLANO COUNTIES



TS 08/08/14

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.